

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

BAILEY REYNOLDS and HELEN
MARTINEZ on behalf of themselves
and all others similarly situated,

Plaintiffs,

v.

FIDELITY INVESTMENTS
INSTITUTIONAL OPERATIONS
COMPANY, INC., FMR LLC,
FIDELITY BROKERAGE SERVICES
LLC, and FIDELITY WORKPLACE
INVESTING LLC,

Defendants.

No. 1:18-cv-00423-CCE-LPA

**PLAINTIFFS' MOTION TO CONDITIONALLY CERTIFY THIS
MATTER AS A COLLECTIVE ACTION AND FOR A COURT-
AUTHORIZED NOTICE TO BE ISSUED UNDER SECTION 216(B) OF
THE FAIR LABOR STANDARDS ACT**

Plaintiffs Bailey Reynolds and Helen Martinez, on behalf of themselves and all others similarly situated, through their undersigned attorneys, hereby move for the following relief: (1) conditional certification of this action and for court-authorized notice pursuant to § 216(B) of the Fair Labor Standards Act ("FLSA"); (2) approval of the proposed FLSA notice of this action and the consent form; (3) a production of names, last known mailing addresses, last-known cell phone numbers, email addresses, work locations, and dates of employment of all putative

plaintiffs within 15 days of the Order; and (4) ability to distribute the Notice and Opt-in Form via first class mail, email, and text message to all putative plaintiffs of the conditionally certified collective, with a reminder mailing to be sent 45-days after the initial mailing to all non-responding putative plaintiffs.

In support of their motion, Plaintiffs Reynolds and Martinez shall rely upon the accompanying Memorandum of Law and the exhibits attached thereto.

Respectfully submitted, this August 7, 2018.

/s/ Gilda Adriana Hernandez
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CERTIFICATE OF SERVICE

I hereby certify that on August 7, 2018, the foregoing **PLAINTIFFS' MOTION TO CONDITIONALLY CERTIFY THIS MATTER AS A COLLECTIVE ACTION AND FOR A COURT-AUTHORIZED NOTICE TO BE ISSUED UNDER SECTION 216(B) OF THE FAIR LABOR STANDARDS ACT**, was served in accordance with the Federal Rules of Civil Procedure on the following:

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